THE HONORABLE BENJAMIN H. SETTLE 1 2 3 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON 8 AT TACOMA 9 MICHAEL ABERA, an individual, 10 Plaintiff, 11 Case No. 3:19-cv-05211-BHS v. 12 NATIONAL RAILROAD PASSENGER STIPULATION AND ORDER OF CORPORATION, d/b/a AMTRAK, **DISMISSAL WITH PREJUDICE** 13 Defendant. 14 15 16 The parties in the above-captioned matter stipulate and agree under Fed. R. Civ. P. 17 41(a)(1)(A)(ii) that the Court may dismiss with prejudice all claims, causes of action, and parties, 18 with each party bearing that party's own costs, expenses, and fees. 19 DATED this 11th day of March, 2021. 20 **CLIFFORD LAW FIRM** LANE POWELL PC 21 22 By: <u>s/ Sean P. Driscoll</u> Sean P. Driscoll (*Pro Hac Vice*) By: s/ Tim D. Wackerbarth Tim D. Wackerbarth, WSBA No. 13673 23 spd@cliffordlaw.com wackerbartht@lanepowell.com Kevin P. Durkin (*Pro Hac Vice*) Andrew G. Yates, WSBA No. 34239 24 kpd@cliffordlaw.com yatesa@lanepowell.com Warren E. Babb, Jr., WSBA No. 13410 Kristopher S. Riddle (*Pro Hac Vice*) 25 ksr@cliffordlaw.com babbw@lanepowell.com 26 Attorneys for Plaintiff Attorneys for Defendant National Railroad 27 Passenger Corporation LANE POWELL PC STIPULATION AND ORDER WITH DISMISSAL WITH PREJUDICE - 1 1420 FIFTH AVENUE, SUITE 4200 CASE NO. 3:19-CV-05211-BHS P.O. BOX 91302 SEATTLE, WA 98111-9402 206.223.7000 FAX: 206.223.7107

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1 **ORDER** 2 Pursuant to the foregoing stipulation, it is hereby 3 ORDERED, ADJUDGED AND DECREED that plaintiff's claims herein are hereby 4 dismissed with prejudice and without costs to any of the aforementioned parties. 5 6 DATED this 12th day of March, 2021. 7 8 9 10 United States District Judge 11 Presented by: 12 **CLIFFORD LAW FIRM** LANE POWELL PC 13 14 By: s/ Sean P. Driscoll By: s/ Tim D. Wackerbarth 15 Sean P. Driscoll (*Pro Hac Vice*) Tim D. Wackerbarth, WSBA No. 13673 spd@cliffordlaw.com wackerbartht@lanepowell.com 16 Andrew G. Yates, WSBA No. 34239 Kevin P. Durkin (*Pro Hac Vice*) kpd@cliffordlaw.com yatesa@lanepowell.com 17 Kristopher S. Riddle (Pro Hac Vice) Warren E. Babb, Jr., WSBA No. 13410 ksr@cliffordlaw.com babbw@lanepowell.com 18 Attorneys for Plaintiff Attorneys for Defendant National Railroad 19 Passenger Corporation 20 21 LUVERA LAW FIRM LANDMAN CORSI BALLAINE & FORD 22 23 By: <u>s/Robert N. Gellatly</u> Robert N. Gellatly, WSBA No. 15284 By: <u>s/ Mark S. Landman</u> Mark S. Landman (*Pro Hac Vice*) 24 robert@luveralawfirm.com mlandman@lcbf.com David M. Beninger, WSBA No. 18432 John A. Bonventre (Pro Hac Vice) 25 ibonventre@lcbf.com david@luveralawfirm.com (Limited Admission Pursuant to APR 8(b)) Andrew Hoyal, WSBA No. 21349 26 andy@luveralawfirm.com 27 LANE POWELL PC STIPULATION AND ORDER WITH DISMISSAL WITH PREJUDICE - 3 1420 FIFTH AVENUE, SUITE 4200

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